

**U.S. Environmental Protection Agency, Region 6**  
**Enforcement Actions Closed or Concluded in the State of Louisiana for the 1st Quarter of Fiscal Year 1998**  
**(October 1997 -December 1997)**

#	State	Statute	Facility Name	Date Final	Type of Action <sup>1</sup>	Penalty Amount <sup>2</sup>	SEP <sup>3</sup>
1	LA	RCRA	BERGERON MARINE SERVICE, INC.	12/31/97	CACO	\$38,500 (F)	
2	LA	CWA 301	BREAUX BRIDGE, CITY OF	10/03/97	A.O.		
3	LA	RCRA	BUCK KREIHS COMPANY, INC.	12/23/97	CACO	\$8,000 (F)	
4	LA	CWA 404	CHOICE PROPERTIES	12/05/97	CACO	\$20,000 (F)	
5	LA	CWA 301	CROWLEY, CITY OF	12/30/97	A.O.		
6	LA	CWA 301	DELHI, CITY OF	12/16/97	A.O.		
7	LA	FIFRA	DELTA BIOLOGICAL PRODUCT, INC.	12/09/97	CACO	\$350 (F)	
8	LA	EPCRA 312	DIXIE PRODUCE AND PACKAGING	10/26/97	CACO	\$2,000 (F)	
9	LA	CERCLA 103	FORMOSA PLASTICS CORPORATION	11/28/97	CACO	\$1,500 (F)	
10	LA	CAA 112	G E PETROCHEMICALS, INC.	10/29/97	CACO	\$38,250 (F)	
11	LA	RCRA	HUNTING OILFIELD SERVICES	12/30/97	CACO	\$6,250 (F)	
12	LA	RCRA	K & B MACHINE WORKS, INC.	12/30/97	CACO	\$13,075 (F)	
13	LA	CWA 301	LAKE CHARLES, CITY OF	10/22/97	A.O.		
14	LA	CWA 301	LAKE CHARLES, CITY OF	10/22/97	A.O.		
15	LA	CERCLA 106	MARCO OF IOTA SUPERFUND SITE	10/22/97	A.O.		
16	LA	RCRA	MARIAH CORPORATION	12/19/97	CACO	\$7,500 (F)	
17	LA	CWA 301	NESTE RESINS CORPORATION, AN OREGON CORPORATION	12/30/97	A.O.		
18	LA	CWA 301	NEW IBERIA, CITY OF	11/28/97	A.O.		
19	LA	CWA 301	NEW IBERIA, CITY OF	11/28/97	A.O.		
20	LA	RCRA	NICOLAUS PAPER, INC.	12/30/97	CACO	\$2,450 9F)	
21	LA	RCRA	OCEAN TECHNICAL SERVICES, INC.	12/23/97	CACO	\$8,600 (F)	
22	LA	CWA 301	PORT ALLEN, CITY OF	10/22/97	A.O.		
23	LA	RCRA	SERVICE MARINE INDUSTRIAL	12/30/97	CACO	\$19,250 (F)	
24	LA	CWA 301	ST. MARTINVILLE, TOWN OF	10/20/97	A.O.		
25	LA	CWA 301	ST. MARTINVILLE, TOWN OF	11/25/97	A.O.		
26	LA	CWA 301	TICKFAW, TOWN OF	12/16/97	A.O.		
27	LA	CWA 301	THIBODAUX, CITY OF	10/22/97	A.O.		

#	State	Statute	Facility Name	Date Final	Type of Action <sup>1</sup>	Penalty Amount <sup>2</sup>	SEP <sup>3</sup>
28	LA	RCRA	TUBOSCOPE VETCO INTERNATIONAL	10/30/97	CACO	\$5,750 (F)	
29	LA	CWA 301	UNIROYAL CHEMICAL COMPANY, INC., A NEW JERSEY CORP.	11/28/97	A.O.		
30	LA	CWA 301	US LIQUIDS	12/22/97	A.O.		

1. AO = Administrative Order closed after compliance with the requirements of the order, CACO = Consent Agreement and Order requiring compliance with environmental regulations and/or assessing a penalty, C.J. = Civil Judicial Case referred to the Department of Justice

2. F = Final

3. SEP = Supplemental Environmental Project

### Narrative Summary:

**1. BERGERON MARINE SERVICES, INC.:** The Region issued a Consent Agreement & Consent Order with Bergeron for violations of the Resource Conservation & Recovery Act. The facility was generating and storing hazardous waste but had not notified EPA of hazardous waste activity. The facility also failed to comply with any of the storage requirements necessary to operate without a permit. The Region filed a Complaint in September 1997 which alleged that the facility was operating without a permit and assessed a civil penalty of \$38,500.

**2. BREAUX BRIDGE, CITY OF:** (NPDES Permit No. LA0033014) EPA issued Administrative Order Docket No. 98-0005 on October 23, 1997. The order cited the city for violations of permit effluent limitations for Biochemical Oxygen Demand, Total Suspended Solids, pH, and Dissolved Oxygen which occurred between January 1995 and June 1997. The Order provides interim effluent limitations for these pollutants consistent with those proposed by the Louisiana Department of Environmental Quality in a recent draft permit. Modification of effluent limits has been determined to be consistent with the assimilative capacity of the wetland into which the discharge is made. Some modification of discharge structures and practices will be required to ensure continued protection of the wetland.

**3. BUCK KREIHS COMPANY, INC.:** A Complaint and Consent Agreement and Consent Order (CACO) were simultaneously filed, settling an administrative case against Buck Kreihs Company, Incorporated (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet permit exemption, retain copies of manifest for three (3) years, and make hazardous waste determination. A total penalty of \$8,000 was agreed upon by the Respondent. The violations were observed during the review of a 3007 Request for Information.

**4. CHOICE PROPERTIES:** A Consent Agreement and Consent Order was issued December 5, 1997 to settle an administrative penalty case involving Choice Properties (respondent). The Consent Agreement involves payment of a \$20,000 penalty and allows Respondent to seek an after-the-fact Clean Water Act, Section 404 permit from the Corps of Engineers for the violations, which involved discharge of fill material into several wetland areas associated with street construction for a subdivision.

**5. CROWLEY, CITY OF:** (NPDES Permit No. LA0041254) EPA issued Administrative Order Docket No. 98-1023 on December 30, 1997, to the Permittee for its failure to meet its permitted effluent limitations for ammonia-nitrogen. The AO requires submittal of a corrective action plan and also requires the Permittee to show cause why EPA should not take further action. The Permittee discharges treated domestic and commercial sewage from the City of Crowley, LA.

**10. GE PETROCHEMICALS INC., AND FINA OIL & CHEMICAL CO. JOINT VENTURE PARTNERS IN COSMAR CO.:** On October 29, 1997, a consent agreement and compliance order was filed to settle a complaint issued under the Clean Air Act. This action addresses violations of the CAA National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks for failure to equip open-ended valves with a cap, blind flange, plug, or a second valve, and CAA national Emission Standard

for Benzene Waste Operations for failure to install, operate, and maintain a cover and a closed-vent system on its drain system. A \$38,250 penalty was assessed.

**11. HUNTING OILFIELD SERVICES:** The Complaint and Consent Agreement and Consent Order (CACO) were simultaneously filed, settling an administrative case against Hunting Oilfield Services International-PetroTube Division (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection. A \$25,000 penalty was agreed upon by the Respondent to settle the case. In addition, the Respondent agreed to implement a Supplemental Environmental Project consisting of a wastewater treatment system.

**12. K&B MACHINE WORKS, INC.:** The Complaint and Consent Agreement and Consent Order (CACO) were simultaneously filed, settling an administrative case against K&B Machine Works, Inc. (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions, notify of hazardous waste activity, make hazardous waste determination, comply with reporting requirements, manifest off-site hazardous waste shipments, and label used oil containers. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection. A \$52,300 penalty was outlined in the Complaint and agreed upon by the Respondent. In addition, the Respondent agreed to implement a Supplemental Environmental Project consisting of a coolant recovery system.

**13. LAKE CHARLES, CITY OF:** (NPDES Permit No. LA0036358) EPA issued Administrative Order Docket No. 98-0002 on October 22, 1997, for effluent violations. The permittee violated effluent limitations for total residual chlorine, fecal coliform, total suspended solids, and five day biochemical oxygen demand. The order covers violations from January 1996 to August 1997.

**14. LAKE CHARLES, CITY OF:** (NPDES Permit No. LA0036340) EPA issued Administrative Order Docket No. 98-0001 on October 22, 1997, for effluent violations. The permittee violated effluent limitations for fecal coliform and total suspended solids. The order covers violations from November 1996 to July 1997.

**16. MARIAH CORPORATION:** A Complaint, Compliance Order, and Notice of Opportunity for Hearing and Consent Agreement and Consent Order was filed against Mariah for violations of the Resource Conservation & Recovery Act. The Orders were filed December 22, 1997. One violation for exceeding permit exemption of having more than 6000kg of HW on site at any time determined that violation of 270.1 operating without a permit. Penalty amount \$7,500.

**17. NESTE RESINS CORPORATION:** (NPDES Permit No. LA0007501) EPA issued Administrative Order Docket No. 98-1024 on 12/30/97 to Neste Resins. The permittee has been experiencing sporadic episodes of Zinc violations since November 1995. A previous Order was issued to address these violations in June of 1996, and the Zinc violations ceased from October 1996 - January 1997. For the past year, the permittee has reported Copper violations along with recurring Zinc violations. The noncompliance reports indicate that the causes of the violations are unknown. The Show Cause Order was issued to address these violations.

**18. NEW IBERIA, CITY OF:** (NPDES Permit No. LA0044008) EPA issued Administrative Order Docket No. 98-1010 on November 28, 1997. The Show Cause Order was issued for failure to comply with the required construction schedule deadline of previous Administrative Order Docket No. 96-1203, resulting in continued effluent violations. Compliance with permit effluent limitations should have been attained by January 1, 1997.

**19. NEW IBERIA, CITY OF:** (NPDES Permit No. LA0065251) EPA issued Administrative Order Docket No. 98-1017 on November 28, 1997. The Show Cause Order was issued for deficiencies noted in a recent Compliance Evaluation Inspection and for failure to comply with construction schedules required by previous Administrative Orders, resulting in continued effluent violations, bypasses and overflows. Compliance with permit conditions should have been attained by January 31, 1996.

**20. NICOLAUS PAPER, INC:** The Complaint and Consent Agreement and Consent Order (CACO) were simultaneously filed, settling an administrative case against Nicolaus Paper, Inc. (Respondent). The Complaint alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions and label used oil containers. The violations were observed

during the review of 3007 Request for Information and Compliance Evaluation Inspection. A \$9,800 penalty was outlined in the Complaint and agreed upon by the Respondent. In addition, the Respondent agreed to implement a Supplemental Environmental Project consisting of a fiber and chemical recycle system.

**21. OCEAN TECHNICAL SERVICES, INC.:** The Region filed a Complaint and simultaneously issued a Consent Agreement on Ocean Technical Services, Inc. for violations of the Resource Conservation & Recovery Act. The facility was generating and storing hazardous waste but failed to comply with several of the documentation and storage requirements necessary to operate without a permit. The Complaint alleges that the facility was operating without a permit and assesses a civil penalty of \$8,600.

**22. PORT ALLEN, CITY OF:** (NPDES Permit No. LA0020541) EPA issued Administrative Order Docket No. 97-0142 on October 22, 1997, to the City of Port Allen Wastewater Treatment Plant for failure to comply with a compliance schedule. The Order required the City to complete all construction activities and come into compliance with all applicable discharge limitations no later than December 1, 1998.

**23. SERVICE MARINE INDUSTRIAL:** Service Marine agreed to a penalty of \$19,250 for violations associated with the operation of its shipyard. The violations were discovered during a compliance evaluation inspection performed at the facility in March 1997. The violations were for general generator requirements of the Resource Conservation Recovery Act. The facility was storing hazardous waste for less than 90 days without meeting the permit exemption requirements. The facility had containers which were not labeled and dated and containers which were open. The Louisiana Department of Environmental Quality regulations require all containers to be in secondary containment. The facility did not have all of its containers in containment. A consent agreement/compliance order was filed on December 30, 1997. The facility has instituted measures to correct the violations.

**25. ST. MARTINVILLE, TOWN OF :** (NPDES Permit No. LA0040941) EPA issued Administrative Order 98-1202 on 11/25/97 to the Town of St. Martinville which addresses violations of its permitted effluent limitations. The AO will place St. Martinville on a schedule to complete improvements and achieve sustained compliance by February 1, 1998. The Town treats and discharges domestic and commercial sewage from its sewage treatment facility under NPDES permit LA0040941.

**27. THIBODAUX, CITY OF :** (NPDES Permit No. LA0032948) EPA issued Administrative Order Docket No. 98-0004 on October 22, 1997, for effluent violations, and inadequate quality assurance and quality control. The permittee violated effluent limitations for total residual chlorine, fecal coliform, total suspended solids, and five day biochemical oxygen demand. The Order covers violations from December 1995 to April 1997.

**28. TUBOSCOPE VETCO INTERNATIONAL:** A Consent Agreement and Consent Order (CACO) was filed on October 30, 1997, to settle an administrative case against Tuboscope Vetco International (Respondent). The Complaint and CACO alleged RCRA violations stemming from Respondent's failure to meet conditions of "storage permit" exemptions, failure to comply with LDEQ's reporting requirements, and failure to retain records on-site. A \$20,750 penalty was outlined in the Complaint and CACO. The Respondent will implement a Supplemental Environmental Project - wastewater recycling system on-site. The violations were observed during the review of 3007 Request for Information and Compliance Evaluation Inspection report.

**29. UNIROYAL CHEMICAL CO.:** NPDES Permit No. LA0000752 ) EPA issued Administrative Order Docket No. 98-0023 on 11/28/97 to address the Permittee's failure to meet an interim schedule date for installing improvements necessary to meet its permitted limitations. The Permittee is behind the permitted schedule because it had sought an alternative solution through EPA's XL program. The Permittee owns and operates a synthetic rubber and chemical manufacturing facility near Geismar, LA.

**30. US LIQUIDS:** (NPDES Permit No. LA0068420) EPA issued Administrative Order 98-1100 on 12/22/97 requesting information from US Liquids of LA, L.P., an oil field fluids treatment and disposal facility, located on Highway 24, near Grand Bois, Louisiana. The Order requires that the facility must report to EPA, any discharges of wastes to waters of the State, which are not permitted under the Clean Water Act.